(41)

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No.5785 of 2007

PETITIONER G.S. Jamde, s/o Lt. Shri C.R. Jamde, aged about 46 years, Range Assistant, (Deputy Range Forest Officer) Balod Range, Durg Forest Division, R/o Forest Colony, Balod, Distt. Durg (C.G).

Versus

RESPONDENTS

1. The State of Chhattisgarh through the Secretary, Forest Department, D.K.S. Bhawan, Raipur, Distt. Raipur (C.G).
2. Principal Chief Conservator of Forest, Forest department, Raipur.
3. The Divisional Forest Officer, Durg Forest Division, Distt.Durg (C.G).
4. D.D. Mishra, Range Assistant, Todem, Durg Forest Division, Distt. Durg (C.G).

(Writ Petition under Article 226 of the Constitution of India)

Appearance:

Shri Kashif Shakeel, counsel for the petitioner.

Shri Sumit Verma, panel Lawyer, for the State on advance copy.

ORAL ORDER
(03.10.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

Learned counsel for the petitioner submits that by impugned order dated 31.8.2007 respondent no.4 has been brought in place of the petitioner that is on the post of Range Assistant Balod Van Mandal, Durg which the petitioner was holding and it has been said about the petitioner that his posting shall be at the option of respondent no.3/D.F.O., Durg.

He submits that this order has been made for adjusting respondent no.4.

From perusal of the contents of the writ petition as well as the document annexed to the petition, it appears that presently the petitioner has not been transferred from Van Mandal Durg and his posting has been kept at the option of D.F.O., Durg. Only the post held by him is to be held by the incumbent and for this reason alone and in absence of malafides or extraneous considerations, particularly when there is no change of place and it appears to be a local arrangement, I am not inclined to interfere with the order passed by the concerned authority.

The petition has no merit and the same is dismissed at the motion stage itself.

Sd/-
Sunil Kumar Sinha
Judge

/Rao/